GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public Servants – Transport Department – Sri.K.Satyanarayana Prasad, Asst. Motor Vehicles Inspector, O/o. Tetagunta Check Post, East Godavari District – Allegation of Corruption - Punishment imposed – Appeal – Allowed with a Warning to be more careful in future - Representation with a request to delete the Phrase "warning to be more careful in future" – Allowed – Orders – Issued.

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TRANSPORT, ROADS & BUILDINGS (VIG-Tr[1]) DEPARTMENT

G.O.RT.No. 594 Dated: 25-10-2016

Read the following:-

1) Proceedings R.No.703/V2/2015 (R.No.2304/V3/2007) of Transport Commissioner, Andhra Pradesh, Hyderabad, Dated. 18.02.2015.
2) From K. Satyanarayana Prasad, Asst.Motor Vehicles Inspector, Appeal, Dated 23.02.2015.
3) GO.Rt.No.209 of Transport, Roads & Buildings Dept., dt.24.04.2015.
4) Representation from Sri K.Satynarayana Prasad, AMVI O/o. DTC, Eluru, West Godavari District, dt.26.08.2016.

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ORDER:

In the Proceedings first read above, the Transport Commissioner, Andhra Pradesh, Hyderabad has imposed the Punishment of Stoppage of Withholding of One Annual Grade Increment with Cumulative Effect against Sri K.Satyanarayana Prasad, Asst.Motor Vehicles Inspector on the allegation that, while he was working as Supervisor in RTA Office, West Zone, Hyderabad during the period between 09.05.1993 to 22.03.2007, he was committed grave misconduct in as much as, an amount of Rs.130/- was found short in the Government Cash.

2. Against the said Punishment, Sri K. Satyanarayana Prasad, Asst. Motor Vehicles Inspector, in the reference second read above, has filed Appeal Petition, before the Government inter alia requesting to set aside the punishment and to drop further action against him.

3. After examining the matter, Government vide GO 3rd read above, issued orders allowing the Appeal Petition of Sri K. Satyanarayana Prasad, Asst.Motor Vehicle Inspector duly setting aside the punishment imposed in the reference first read above, by the Transport Commissioner, Andhra Pradesh, with a warning to be more careful in future.

4. Sri K. Satyanarayana Prasad, Asst. Motor Vehicles Inspector, in the reference 4th read above, has submitted a Representation to Govt., stating ;

that consequent upon a Surprise Check on the Office of the Regional Transport Officer, West Zone, Mehdipatnam, Hyderabad, a Charge Memo was issued against him that while he was working as Supervisor in the said Office, he had committed a Misconduct as an amount of Rs.130-00 was found short in the Government Cash with me and thereby contravened Rule 3 (1) & (2) of the A.P.C.S.(Conduct)Rules, 1964. The Enquiry Officer, after examination of the evidence on record and witnesses, held the charge as "Not Proved". However, not convinced with the Findings of the Enquiry Officer, the learned Disciplinary Authority had imposed a major punishment of Stoppage of One Annual Grade Increment With Cumulative Effect vide Proceedings of the Transport Commissioner, A.P., Hyderabad in R.No.703/V2/2015 (R.No.2304/V3/2007) Dated: 18.02.2015; that, on examination of his Appeal Petition, Government have viewed the matter with a prospective and practical view and have set aside the punishment of Stoppage of One

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Annual Grade Increment With Cumulative Effect against him but a phrase **"warning to be more careful in future"** is used due to which his promotion chances were affected adversely;

that he had already explained the reasons for shortage of Rs.130/- at the time of Surprise Check several times at appropriate forum and the same were accepted by the Enquiry Officer and the Learned Appellate Authority and as such the punishment imposed was dropped. Actually, there is no loss of revenue to Government in whatsoever manner, as per the evidence of the proper accounting and record. Further there is no carelessness in any manner on his part to be warned. Everything was dealt with care and he had performed the duties with utmost care and entire record of accounting and evidence was placed before the Learned Enquiry Officer to show his promptness in carrying the said transaction. The Enquiry Officer also had already held the charge as 'Not Proved' without any adverse remark against him warranting warning. Hence the usage of phrase **"warning to be more careful in future"** in the Govt. Orders issued vide G.O.Rt. No.209, T,R&B(VIG.TR.)Deptt., Dated:24.04.2015, is unwarranted, as it hampers his promotional chances at appropriate place and time and affecting his career;

that as per the Circular Instructions of the Government issued in Circular Memo No.60897/Ser.C/99, Genl.Admn.(Ser.C) Department, Dated:12.11.1999, the conclusion of Disciplinary Proceedings shall be with either imposing one of the punishments listed under Rule 9 of A.P.C.S.(C,C&A)Rules, 1991 or that the charges are dropped. When once the punishment is set aside, usage of words like Warning, Let off, etc., are not acceptable in accordance with CC&A Rules. Hence the said Circular Instructions of the Government prohibit or discourage the usage of such words of Warning, Let off, etc., in the Conclusion Proceedings of Disciplinary Cases;

Sri K.Satyanarayana Prasad, AMVI, O/o. Deputy Transport Commissioner, Eluru, W.G. District, has, therefore, requested to view his case sympathetically and issue orders duly deleting the phrase **"warning to be more careful in future"** in the Orders of the Govt. issued vide G.O.Rt.No.209, T,R&B(VIG.TR.)Deptt., Dated:24.04.2015.

5. Government, after examining the matter and taking into account submissions made by Sri K.Satyanaryana Prasad have decided to allow the Representation and to delete the Phrase **"warning to be more careful in future"** in the Orders of the Govt. issued in the GO 3rd read above.

6. Govt., therefore, hereby allow the Representation of Sri K. Satyanaryana Prasad, Asst.Motor Vehicles Inspector and accordingly it is ordered that, the Phrase **"warning to be more careful in future"** in the Orders issued by the Govt., in the GO 3rd read above stands deleted.

7. The Transport Commissioner, Andhra Pradesh, Hyderabad shall take further action in the matter accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

B.SAM BOB
SPECIAL CHIEF SECRETARY TO GOVERNMENT

To
Sri K. Satyanarayana Prasad, Asst. Motor Vehicle Inspector, O/o. Deputy Transport Commissioner, Eluru, West Godavari District through the Transport Commissioner, A.P. Vijayawada.
The Transport Commissioner, Andhra Pradesh, Vijayawada.
Copy to:
The Secretary, Andhra Pradesh Vigilance Commission, A.P. Secretariat Velagapudi.
SF/SC.

//FORWARDED:: BY ORDER//

SECTION OFFICER